



Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**FEE TRANSMITTAL**  
**For FY 2005**☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 510.00

**Complete if Known**

Application Number	100/069,476
Filing Date	07/01/2002
First Named Inventor	Jorg Peter Schur
Examiner Name	Neil S. Levy
Art Unit	1615
Attorney Docket No.	von Kreisler.021

**METHOD OF PAYMENT (check all that apply)**☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_☒ Deposit Account Deposit Account Number: 04-1406 Deposit Account Name: Dann Dorfman Herrell and

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17☒ Credit any overpayments**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	0
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES****Fee Description**

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Fee (\$)	Small Entity Fee (\$)
50	25
200	100
360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
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- 20 or HP = \_\_\_\_\_ x 50.00 = 0

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
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- 3 or HP = \_\_\_\_\_ x 200.00 = 0

HP = highest number of independent claims paid for, if greater than 3.

**Multiple Dependent Claims**

Fee (\$)	Fee Paid (\$)
360.00	0

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
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- 100 = \_\_\_\_\_ / 50 = \_\_\_\_\_ (round up to a whole number) x \_\_\_\_\_ = \_\_\_\_\_

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Fee for three-month Extension of Time Under 37 CFR 1.136(a)

**Fees Paid (\$)**

0

\$510.00

**SUBMITTED BY**

Signature	<u>John S. Child, Jr.</u>	Registration No. (Attorney/Agent)	28,833	Telephone	215-563-4100
Name (Print/Type)	John S. Child, Jr.			Date	January 3, 2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



1616\$

**PATENT**  
Application No. 10/069,476  
Filing Date: July 1, 2002  
Examiner Neil S. Levy, Art Unit 1616  
Attorney Docket No. von Kreisler.021

**UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application for National Phase  
Filing in the United States of

Applicant: Jörg Peter Schür

Serial No.: 10/069,476

Filing Date: July 1, 2002

Based on International Application  
No. PCT/EP00/08344  
Filed August 25, 2000  
Priority Date: August 25, 1999

Examiner: Neil S. Levy

Group Art Unit: 1616

For: **"PLANT PROTECTION"**

**CERTIFICATE OF MAILING BY FIRST CLASS MAIL UNDER 37 CFR § 1.8**

I hereby certify that this paper entitled *Amendment and Response Under 37 C.F.R. § 1.111 To United States Patent and Trademark Office Examiner's Action* is being deposited as first class mail with the United States Postal Service under 37 C.F.R. § 1.8 in an envelope properly addressed to "MAIL STOP — AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on January 3, 2006.

January 3, 2006

Date of Certification

John S. Child, Jr.  
John S. Child, Jr.

**PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. § 1.136(a)**

Applicant's *Amendment and Response Under 37 C.F.R. § 1.111* is in response to an United States Patent and Trademark Office Examiner's Office Action dated July 5, 2005. The Office Action has a shortened statutory period for response of three (3) months, i.e., until October 5, 2005. Applicant hereby requests a three (3) month extension of time, from October 5, 2005, to January 5, 2006, and includes the payment of \$510.00 for the extension fee (small entity) in the enclosed check.

Respectfully submitted,

John S. Child, Jr.  
John S. Child, Jr. (Registration No. 28,833)

**AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT**

In the event the fee calculation is incorrect, the Commissioner is hereby authorized to charge any underpayment or credit any overpayment to the account of the undersigned attorneys, Deposit Account No. 04-1406. A duplicate copy of this sheet is enclosed for fee-processing, if necessary.

DANN DORFMAN HERRELL AND SKILLMAN  
A Professional Corporation

John S. Child, Jr.  
John S. Child, Jr. (PTO Registration No. 28,833)

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01 FC:2253

510.00 DP

**Amendment And Response  
Under 37 C.F.R. Section 1.111  
To United States Patent And Trademark Office Examiner's Action**

**MAIL STOP — AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

**I      Introduction**

Applicant's Amendment and Response is to an United States Patent and Trademark Office Examiner's Action dated July 5, 2005. In the Action, the examiner set a shortened statutory period for Applicant's Response of three months, *i.e.*, to October 5, 2005. Applicant has requested a three (3) month extension of time, from October 5, 2005, to January 5, 2006. Accordingly, Applicant's Amendment and Response is timely under 37 C.F.R. § 1.7 as it is being filed on Tuesday, January 3, 2006, with a Certificate of Mailing under 37 C.F.R. § 1.8.

Applicant's check in the amount of \$510.00 covers the three-month extension of time.